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*Attorneys for Defendants Technip Italy S.p.A. and Technip S.A.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

HOVENSA L.L.C.,

Plaintiff,

Case No.: 08 CIV. 1221 (NRB)

-VS-

TECHNIP ITALY S.P.A and  
TECHNIP S.A.,

**DECLARATION OF  
PATRICK PICARD**

Defendants.

Patrick Picard declares under penalty of perjury under the laws of the United States of America as follows:

1. I am the Corporate Secretary of Defendant Technip S.A ("Technip S.A."), a French corporation that has its principal place of business at La Défense 12, 92973 Paris, La Défense Cedex, France. I submit this declaration on behalf of Technip S.A. in order to put certain facts and circumstances before the Court. I have personal knowledge of the facts and circumstances contained in this declaration except where I state my knowledge to be on information and belief, in which case I believe such statements to be true.



2. Technip S.A. does not do or solicit business in New York. Among other things, Technip S.A.:

- does not maintain any office in New York;
- does not have any employees or agents resident in New York;
- does not have a New York telephone number;
- does not have a New York bank account;
- does not own, rent or lease any real property in New York;
- does not maintain any other property in New York;
- is not registered to do business in New York;
- does not pay any taxes in New York; and
- does not have an agent for service of process in New York.

3. Based on my review of the relevant records and discussions with the relevant Technip S.A. personnel, Technip S.A. did not sign or agree to be governed by the "Parent Guaranty Agreement" annexed as Appendix Q to each of the Construction Agreement and Engineering and Procurement Agreement and referred to in paragraphs 47-54 of the First Amended Complaint in this case.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

June 4<sup>th</sup>, 2008  
Paris, France

  
\_\_\_\_\_  
Patrick Picard  
 . Corporate Secretary

CERTIFICATE OF SERVICE

I, Beatriz Biscardi, am over the age of eighteen (18) years, not a party to this action, caused a true and correct copy of the foregoing Notice of Motion, dated June 4, 2008, Defendant's Memorandum of Law in Support of Their Motion to Dismiss the First Amended Complaint, dated June 4, 2008, Declaration of Patrick Picard, dated June 4, 2008, Declaration of Etienne Gory, dated June 3, 2008, and Declaration of Christopher Paparella, dated June 4, 2008, to be served on this 4<sup>th</sup> day of June, 2008, to the following:

VIA ELECTRONIC FILING & FEDEX  
Gabriel Del Virginia  
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Houston, TX 77002

ATTORNEYS FOR PLAINTIFF HOVENSA

I declare under penalty of perjury that the foregoing is true and correct.

Dated: June 4, 2008  
New York, New York

/s/ Beatriz Biscardi  
Beatriz Biscardi